

**CITY OF SEATTLE**  
**ORDINANCE \_\_\_\_\_**  
**COUNCIL BILL \_\_\_\_\_**

AN ORDINANCE related to a new multi-purpose sports and entertainment facility; authorizing the Mayor to execute a memorandum of understanding with King County and ArenaCo; and to execute an interlocal agreement with the County.

WHEREAS, WSA Properties III, a Delaware limited liability company, (“ArenaCo”) approached the City and the County with a proposal for the two governments to participate in the development and ownership of a multipurpose sports and entertainment facility (“Arena”) located in Seattle; and

WHEREAS, the City and the County formed an advisory panel to review the proposal; and

WHEREAS, having considered the recommendations of the advisory panel, the City and the County have collaborated and negotiated with ArenaCo to develop a structure for eventual public ownership of a new Arena; and

WHEREAS, the structure includes the addition of National Basketball Association (“NBA”) and National Hockey Association (“NHL”) teams to Seattle to play in the Arena; and

WHEREAS, the addition of professional basketball and hockey will contribute to the social and economic environment of Seattle and King County by, among other things, creating jobs, and by supporting a wide variety of businesses that generate annual earnings and sales, property and business and occupation tax revenues; and

WHEREAS, the agreement described in the “Memorandum of Understanding -Seattle Sports and Entertainment Facility” (“Memorandum of Understanding”) provides the City and the County with satisfactory security for the public investment; and

WHEREAS, the City and the County will not be responsible for costs or any cost overruns for construction of the Arena; and

WHEREAS, City and County investment will only occur once certain conditions precedent are met, including completion of environmental review and permitting, financing and team acquisition for the Arena, and City Council approval of future contractual agreements contemplated by the Memorandum of Understanding; and

WHEREAS, the City and the County have negotiated an interlocal agreement (“Interlocal Agreement”) that describes and defines the mutual endeavor of pursuing public ownership of the Arena; and

WHEREAS, through the ILA, the City and County aim to establish investment, management, ownership, communication, oversight and accountability mechanisms and principles for the governments to cooperatively participate in the Arena development and ownership;  
~~NOW, THEREFORE, and~~

WHEREAS, the Seattle Center is celebrating its first 50 years and is planning for the next 50 years; and

WHEREAS, it is an ideal time for the City to use resources made available through the MOU to develop options for the future of the Seattle Center and the Key Arena; and

WHEREAS, future plans should solicit feedback from stakeholders throughout the city to ensure that Seattle Center remains a civic hub for both tourists and residents to enjoy cultural and civic events; NOW, THEREFORE,

**BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:**

Section 1. The Mayor or his designee is authorized to execute, for and on behalf of the City, an agreement with King County and ArenaCo, substantially in the form of the agreement attached hereto and entitled "MEMORANDUM OF UNDERSTANDING SEATTLE - SPORTS AND ENTERTAINMENT FACILITY" (Attachment 1).

Section 2. The Mayor or his designee is further authorized to execute, for and on behalf of the City, an interlocal agreement with King County, substantially in the form of the agreement attached hereto and entitled "INTERLOCAL AGREEMENT ARENA DEVELOPMENT, FINANCING, ACQUISITION AND OPERATION-THE CITY OF SEATTLE AND KING COUNTY" (Attachment 2).

Section 3. This ordinance shall take effect and be in force 30 days after its approval by the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it shall take effect as provided by Seattle Municipal Code Section 1.04.020.

Passed by the City Council the \_\_\_\_ day of \_\_\_\_\_, 2012, and signed by me in open session in authentication of its passage this  
\_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_

President \_\_\_\_\_ of the City Council

Approved by me this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Michael McGinn, Mayor

Filed by me this \_\_\_\_ day of \_\_\_\_\_, 2012.

\_\_\_\_\_  
Monica Martinez Simmons, City Clerk

(Seal)

Attachment 1: MEMORANDUM OF UNDERSTANDING - SEATTLE SPORTS AND  
ENTERTAINMENT FACILITY

Attachment 2: INTERLOCAL AGREEMENT – ARENA DEVELOPMENT, FINANCING,  
ACQUISITION AND OPERATION THE CITY OF SEATTLE AND KING COUNTY